



**COURT OF APPEALS
SECOND DISTRICT OF TEXAS
FORT WORTH**

MANDATE

THE STATE OF TEXAS

To the the 96th District Court of Tarrant County, Greetings:

On August 8, 2013, the Court of Appeals for the Second District of Texas reversed and remanded your judgment in the following case:

BNSF Railway Company v. Stacy Wipff, No. 02-12-00204-CV (96-249024-10).

The Court of Appeals entered the following judgment or order:

This court has considered the record on appeal in this case and holds that there was error in the trial court's judgment. It is ordered that the judgment of the trial court is reversed and the case is remanded to the trial court for a new trial.

It is further ordered that appellee Stacy Wipff shall pay all costs of this appeal, for which let execution issue.

Accordingly, we command you to observe the order of the Court of Appeals.

BY ORDER OF THE COURT OF APPEALS FOR THE SECOND DISTRICT OF TEXAS, with the seal thereof annexed, at the City of Fort Worth, on October 18, 2013.



DEBRA SPISAK, CLERK

Debra Spisak